

NOV 10 2011

DELEGATION OF AUTHORITY – TOXIC SUBSTANCES CONTROL ACT

12-33. Accreditation of Training Programs Under Section 404

1. PURPOSE: This order redelegates certain authorities conferred on the Regional Administrator by Delegation 12-33 of the EPA Delegations Manual.
2. AUTHORITY: In States or Indian Country without authorized Accreditation and Certification Programs under Section 404 of the Toxic Substances Control Act (TSCA), the authority:
 - a. To grant or deny accreditation or reaccreditation to training programs offering courses in any of the following disciplines: lead inspector, lead risk assessor, lead supervisor, lead project designer, or lead abatement worker [40 CFR 745.225];
 - b. To grant or deny accreditation or reaccreditation to training programs offering courses in either of the following disciplines: renovator or dust sampling technician [40 CFR 745.225];
 - c. To suspend, revoke, or modify accreditation of training programs if the training program, training manager, or other person with supervisory authority over the training program commits any of the acts identified in 40 CFR 745.225(g).
3. TO WHOM REDELEGATED: The Director of the Division of Enforcement and Compliance Assistance (DECA)
4. LIMITATIONS:
 - a. Before exercising the authority specified in 2.b., redelegates must consult with the Assistant Administrator for Chemical Safety and Pollution Prevention or designee, unless and until such consultation requirement is waived by memorandum.
 - b. Before exercising any of the authorities specified in 2.c., the DECA Director must secure the concurrence of the Regional Counsel or his/her designee.
5. FURTHER REDELEGATION:
 - a. The authorities specified in 2.a. and b. are hereby further redelegated to the Chief of the Pesticides and Toxic Substances Branch. These authorities may not be further redelegated.

ORDER

R-1200

- b. The authorities specified in 2.c. are reserved for the Division Director.

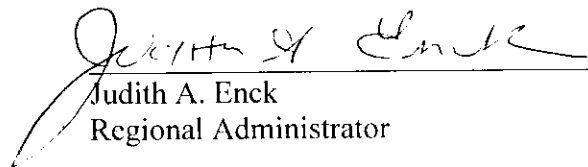
6. ADDITIONAL REFERENCES:

a. Title X, the Housing and Community Development Act of 1992, Public Law 102-550 (also known as "The Residential Lead-Based Paint Hazard Reduction Act of 1992"), which amended the Toxic Substances Control Act (TSCA) (15 U.S.C. 2601) by adding Subchapter IV - Lead Exposure Reduction.

b. TSCA Subchapter IV, Section 402

c. 40 CFR Part 745

7. SUPERSESION: This Order supersedes Regional Order R-1200, dated July 6, 2000 (redelegation of 12-33).



Judith A. Enck
Regional Administrator